

TO: The Honorable Board of Supervisors

FROM: F. Craig Meadows, County Administrator
L. Carol Edmonds, Deputy County Administrator

DATE: April 11, 2016

SUBJECT: AGENDA REPORT

I. CALL TO ORDER

II. INTO CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

- Section 2.2-3711 (3) Discussion or Consideration of the Acquisition of Real Property for Public Purpose, or of the Disposition of Publicly Held Real Property, Where Discussion in an Open Meeting Would Adversely Affect the Bargaining Position or Negotiating Strategy of the Public Body
1. Former Blacksburg Middle School Property
 2. Former Blacksburg High School Property
 3. Riner Public Safety Site
- (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body
1. New River Community College Board
 2. Parks & Recreation Commission
 3. Alcohol Safety Action Program

III. OUT OF CLOSED MEETING

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

IV. CERTIFICATION OF CLOSED MEETING

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

NAYS

ABSENT DURING VOTE

ABSENT DURING MEETING

V. INVOCATION

VI. PLEDGE OF ALLEGIANCE

VII. PRESENTATIONS, RECOGNITIONS AND AWARDS

A. Virginia Department of Transportation

David Clarke, VDOT, will provide an update on road projects/issues in Montgomery County.

B. Preserve Montgomery County, Va

Representatives with Preserve Montgomery County, Va will make a presentation in regards to the Mountain Valley Pipeline.

VIII. PUBLIC HEARINGS

A. SUBJECT: BOARD OF SUPERVISORS

The following public hearings were advertised pursuant to law in the New River Valley Section of the Roanoke Times on March 25, 2016 and April 1, 2016:

1. An Ordinance Vacating an 50' Ingress/Egress Easement -
An Ordinance Vacating the 50' Ingress-Egress Easement Dedicated in Plat Book 21 at Page 1 Recorded in the Montgomery County Circuit Court Clerk's Office Located on **Lot 3 of the Cleveland Lee Duncan, Lovely Mount Minor Subdivision** Plat Recorded in Plat Book 22 Page 73 adjacent to Lovely Mount Drive (Rt. 664) in the Riner Magisterial District, of Montgomery County Virginia. See TAB **A** .
2. An Ordinance Vacating a Public Utility Easement -
An Ordinance Vacating the Public Utility Easement Dedicated in Plat Book 16 at Page 192 Recorded in the Montgomery County Circuit Court Clerk's Office located between **Lots 2A and 2C adjacent to Enterprise Drive in the Shawsville Elliston-Lafayette Industrial Park**, Shawsville Magisterial District, County of Montgomery, Virginia. See TAB **B** .

1. Action from Public Hearings

IX. INTO WORK SESSION

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. FY 2017 Budget

X. OUT OF WORK SESSION

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

1. Action from Work Session

XI. PUBLIC ADDRESS

XII. ADDENDUM

XIII. CONSENT AGENDA

XIV. NEW BUSINESS

- A. SUBJECT: ACCEPT THE CONVEYANCE OF THE
ASSOCIATED PROPERTY TO THE
SHAWSVILLE MIDDLE SCHOOL DEEMED
SURPLUS BY THE SCHOOL BOARD**

**R-FY-16-
RESOLUTION ACCEPTING THE CONVEYANCE
OF THE ASSOCIATED SCHOOL PROPERTY TO THE
SHAWSVILLE MIDDLE SCHOOL
DEEMED SURPLUS BY THE SCHOOL BOARD**

WHEREAS, The County School Board of Montgomery County (the “School Board”) adopted a Resolution on August 5, 2014, declaring the associated property to Shawsville Middle School consisting of the football stadium/press box, track, tennis court, concession stand, athletic storage, ticket booth, scoreboard, bleachers and lights (“the School Property”) surplus to its needs and authorized the conveyance of the School Property to the Board of Supervisors at no cost to the County; and

WHEREAS, The School Property consists of Tax Map Parcel 083(C2) 3 2; Tax Map Parcel 083 (C2) A 25A and Tax Map Parcel 083 (C2) A 25C, consisting of approximately 8.661 acres; and

WHEREAS, The Board of Supervisors desire to accept the conveyance of the School Property.

NOW, THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes Christopher A. Tuck, Chair, to accept from the School Board on behalf of the Board of Supervisors the conveyance of the School Property consisting of Tax Map Parcel 083(C2) 3 2; Tax Map Parcel 083 (C2) A 25A and Tax Map Parcel 083 (C2) A 25C, approximately 8.661 acres at no cost to County; and

BE IT FURTHER RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia, that the Board of Supervisors hereby authorizes the Chair to execute the Deed accepting the School Property on behalf of the

Board of Supervisors and to sign any and all other documents required to close on the School Property.

ISSUE/PURPOSE: Accept the conveyance of the associated property to the Shawsville Middle School from the Montgomery County School Board.

JUSTIFICATION: By resolution on August 5, 2014 the School Board declared the property surplus. This resolution accepts the conveyance of the property. See TAB D for a copy of the School Board's resolution and a copy of the Plat.

B. SUBJECT ENTER INTO A FACILITY USE AGREEMENT WITH MOUNTAIN VALLEY CHARITABLE FOUNDATION

**R-FY-16-
RESOLUTION APPROVING FACILITY USE AGREEMENT
WITH MOUNTAIN VALLEY CHARITABLE FOUNDATION
FOR USE OF SHAWSVILLE MIDDLE SCHOOL
ATHLETIC COMPLEX FACILITIES**

WHEREAS, The County School Board declared the athletic facilities associated with the Shawsville Middle School consisting of the football stadium/press box, track, tennis court, concession stand, athletic storage, ticket both, scoreboard, bleachers, and lights ("former School Property") surplus to its needs and is in the process of conveying the land to the County at no cost to the County; and

WHEREAS, The former School Property consists of 8.661 acres, Tax Map Parcel 083 (C2) 3 2; Tax Map Parcel 083 (C2) A 25A and Tax Map Parcel 083 (C2) A 25C; and

WHEREAS, The County owns Tax Map Parcel 083 (C2) A 26 consisting of 3.228 acres that currently has a baseball field on the property; and

WHEREAS, The former School Property consisting of Tax Map Parcel 083(C2) 3 2, Tax Map Parcel 083 (C2) A 25A and Tax Map Parcel 083(C2) A 25C along with Tax Map Parcel 083 (C2) A 26 are shown more particularly on the attached Plat entitled "Boundary Plat of Tax Map 083(C2)3 2 and Tax Maps 083(C2)A 25 A & 25C Owned by Montgomery County School Board and Tax Maps 083(C2)A 26 Owned by Montgomery County Board of Supervisors Located in Shawsville, Virginia" together the property shall be referred to as the "Shawsville Middle School Athletic Complex Facilities"; and

WHEREAS, The Mountain Valley Charitable Foundation desires to enter into an Agreement with the County in order to take over control of the use, scheduling and maintenance of Shawsville Middle School Athletic Complex Facilities for use by the Community; and

WHEREAS, The County desires to enter into an agreement with Mountain Valley Charitable Foundation granting the Foundation the right to use, control, improve and maintain the Shawsville Middle School Athletic Complex Facilities for use by the Community.

NOW THEREFORE, BE IT RESOLVED, By the Board of Supervisors of the County of Montgomery, Virginia that the Board of Supervisors hereby approves the attached Facility Use Agreement with Mountain Valley Charitable Foundation granting the Foundation the right to use, control, improve and maintain the Shawsville Middle School Athletic Complex Facilities for use by the Community subject to the terms and conditions of the Facility Use Agreement.

BE IT FURTHER RESOLVED, By the Board of Supervisors that the Board hereby authorizes Christopher A. Tuck to execute the Facilities Use Agreement on behalf of the County of Montgomery, Virginia.

ISSUE/PURPOSE: Enter into a Facility Use Agreement with Mountain Valley Charitable Foundation.

JUSTIFICATION: See TAB E for a copy of the Facility Use Agreement.

XV. COUNTY ATTORNEY'S REPORT

XVI. COUNTY ADMINISTRATOR'S REPORT

XVII. BOARD MEMBERS' REPORT

1. Supervisor Sheppard
2. Supervisor King
3. Supervisor Perkins
4. Supervisor Creed

5. Supervisor Biggs
6. Supervisor DeMotts
7. Supervisor Tuck

XIX. OTHER BUSINESS

XX. ADJOURNMENT

FUTURE MEETINGS

Special Meeting
Monday, April 18, 2016
7:15 p.m.

Adjourned Meeting
Monday, April 25, 2016
6:00 p.m. – Closed Meeting Items
7:15 Regular Agenda